

Presented to the Court by the foreman of the  
Grand Jury in open Court, in the presence of  
the Grand Jury and FILED in The U.S.  
DISTRICT COURT at Seattle, Washington.

*September 26* 20 *01*  
BRUCE RIFKIN, Clerk  
By *H. Arent Zachary* Deputy

UNITED STATES DISTRICT COURT  
WESTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

PATRICK MICHAEL CUNNINGHAM,

Defendant.

**CR 01-346R**

INDICTMENT



CR 01-00346 #00000001

The Grand Jury charges that:

COUNT 1  
(Attempted Malicious Damage)

On or about September 13, 2001, at Seattle, within the Western District of Washington, PATRICK MICHAEL CUNNINGHAM did maliciously attempt to damage and destroy, by means of fire and explosive materials, the building and real property known as the Idriss Mosque, 1420 NE Northgate Way, Seattle, Washington, which real property and building were used in interstate and foreign commerce and in an activity affecting interstate and foreign commerce

All in violation of Title 18, United States Code, Section 844(i).

COUNT 2  
(Obstruction of Free Exercise of Religious Beliefs)

On or about September 13, 2001, at Seattle, within the Western District of Washington, PATRICK MICHAEL CUNNINGHAM did intentionally attempt to obstruct, by force and threat of force, another person in the enjoyment of that person's free exercise of religious

1 beliefs at the Idriss Mosque, 1420 NE Northgate Way, Seattle, Washington, in and affecting  
2 interstate and foreign commerce, including the use, attempted use, and threatened use of a  
3 firearm, and the attempted and threatened use of fire.

4 All in violation of Title 18, United States Code, Section 247(a)(2) and (d)(3).

5  
6 COUNT 3  
(Attempted Defacement of Religious Real Property)

7 On or about September 13, 2001, at Seattle, within the Western District of Washington,  
8 PATRICK MICHAEL CUNNINGHAM did intentionally attempt to deface, damage and  
9 destroy, by means of fire, religious real property, because of the race, color, and ethnic  
10 characteristics of the individuals associated with that property; that is, the defendant attempted  
11 to damage and deface by fire the real property known as the Idriss Mosque, 1420 NE Northgate  
12 Way, Seattle, Washington.

13 All in violation of Title 18, United States Code, Section 247(c) and (d)(3).

14  
15 COUNT 4  
(Use of a Firearm in Relation to a Crime of Violence)

16 On or about September 13, 2001, at Seattle, in the Western District of Washington,  
17 PATRICK MICHAEL CUNNINGHAM did willfully use, brandish and discharge a firearm  
18 during and in relation to a crime of violence prosecutable in a court of the United States, that is,  
19 attempted malicious damage in violation of Title 18, United States Code, Section 844(i),  
20 obstruction of the free exercise of religious beliefs in violation of Title 18, United States Code,  
21 Section 247(a)(2), and the attempted defacement and damaging of religious real  
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property in violation of Title 18, United States Code, Section 247(c), as charged in Counts One, Two, and Three of this Indictment.


All in violation of Title 18, United States Code, Section 924(c)(1)(A).


A TRUE BILL.


DATED: 9/26/01


  
FOREPERSON

  
FRANCIS J. DISKIN  
United States Attorney

  
RALPH F. BOYD  
Assistant Attorney General  
Civil Rights Division

  
WILLIAM H. REDKEN JR.  
Assistant United States Attorney

  
GERARD V. HOBAN  
MALACHI B. JONES  
Trial Attorneys  
Civil Rights Division

  
STEVEN C. GONZALEZ  
Assistant United States Attorney